

FILED

June 16 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

Nos. DA 10-0059 and DA 10-0060

ORIGINAL

STATE OF MONTANA,

Plaintiff and Appellee,

v.

BARRY K. HOLT,

Defendant and Appellant.

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CLERK OF THE SUPREME COURT  
STATE OF MONTANA

**MOTION TO CONSOLIDATE**

COMES NOW, Eileen A. Larkin, Assistant Appellate Defender, and respectfully requests this Court to consolidate Cause Nos. DA 10-0059 and DA 10-0060.

Opposing counsel has been contacted regarding this motion and does not object to a consolidation of the above cases.

Respectfully submitted this 16<sup>th</sup> day of June, 2010.

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By:

*Eileen A. Larkin*

EILEEN A. LARKIN

Assistant Appellate Defender

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and accurate copy of the foregoing

Motion to Consolidate to be mailed to:

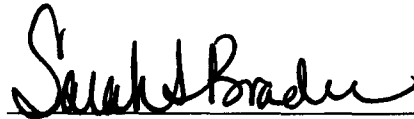
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DATED: \_\_\_\_\_

6/16/2010

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